

Agency ORI: FL0590000
Region: NR
CSA: X35
Grid:

OFFENSE REPORT

**Seminole County Sheriff's Office
Public Version**

For the public: **Yes** Agency Report #: **201200003491**
Juvenile: **Yes**
Domestic Violence: **No** Event #:
Dating Violence: **No** **20121180600**

Reported Day/Date: Time Dispatched: Time Arrived: Time Completed: Date Occurred From: Date Occurred To:
Fri 4/27/2012 7:58 4/27/2012 7:58 4/27/2012 8:14 4/27/2012 10:35 Thu 4/26/2012 21:30 Thu 4/26/2012 21:45

Neighborhood: Forced Entry: Occupancy: Type of Weapon: Location Type: Municipality:
N/A Occupied HANDS/FEET/FIST/TEETH RESIDENCE/SINGLE WS

Incident Address: **Confidential** Dispatch Address: **Confidential**

#Offenses: #Victims: #Offenders: #Prem. Ent: #Arrested: Drug Related: Alcohol Related: Call Disposition: Signal Code: Clearance:
01 01 00 0 00 N N I 48OR Unfounded

OFFENSES SECTION

<u>Off#</u>	<u>Description</u>	<u>Statute#</u>	<u>UCR</u>	<u>Ordinance</u>	<u>Attempt/ Commit</u>	<u>Warrant #</u>	<u>DVR</u>	<u>Drug Activity</u>
1	CRUELTY TOWARD CHILD-ABUSE WITHOUT GREAT HARM	827.03 1c	9000	No	C		No	N N/A

Drug Type: **N/A**

PERSON SECTION

R/S:

DOB:

Relationship:

Foul Play Suspected: **False**Extent of Injuries: **None**Injury 1: **NOT APPLICABLE**Injury 2: **NOT APPLICABLE**Name: **DAVILA, BRYAN**Adult/Juvenile: **J** SSN:

Hgt:

R/S: **W/M**

DOB:

or Age: **14**Offense Indicator: **1**

Eyes:

DL#: **NONE**

DL State:

Person Type: **WITNESS- JUVENILE**

City of Birth:

Place of Birth:

Address: **2620 FALLING ACORN CIRCLE LAKE MARY, FL 32746**

Email:

Phone: **NONE**Cell Phone: **407-516-3371**

OthPhone1:

OthPhone2:

NOK: **DAMARIS AVILA**NOK: **PARENT**NOK Address: **2620 FALLING ACORN CIRCLE LAKE MARY, FL 32746**NOK Phone: **407-516-3371**Emp. Address: **985 ORANGE BLVD. SANFORD, FL 32771**Job: **STUDENT**Bus. Phone: **407-320-6950**

Comments:

Name: **DAVILA, DAMARIS RODRIGUEZ**Adult/Juvenile: **A** SSN:

Hgt:

R/S: **W/F**DOB: **11/6/1974**

or Age:

Offense Indicator: **1**Eyes: **BROWN**

DL#:

DL State: **GA**Person Type: **SUBJECT**

City of Birth:

Place of Birth: **PR**Address: **2620 FALLING ACORN CIRCLE LAKE MARY, FL 32746**

Email:

Phone: **NONE**Cell Phone: **407-516-3371**

OthPhone1:

OthPhone2:

NOK: **JOSEPH RODRIGUEZ**NOK: **CHILD OF BOY/GIRL FRIEND**NOK Address: **2620 FALLING ACORN CIRCLE LAKE MARY, FL 32746**NOK Phone: **407-516-3401**Emp. Address: **1000 AAA DRIVE LAKE MARY, FL 32746**Job: **LIBERTY MUTUAL
INSURANCE**Bus. Phone: **407-444-4240**

Comments:

Name: **RODRIGUEZ, JOSE ANTONIO II**Adult/Juvenile: **A** SSN:

Hgt:

R/S: **W/M**DOB: **4/12/1978**

or Age:

Offense Indicator: **1**Eyes: **BROWN**DL#: **R362421781320**DL State: **FL**Person Type: **WITNESS- ADULT**

City of Birth:

Place of Birth: **NJ**Address: **2620 FALLING ACORN CIRCLE LAKE MARY, FL 32746**

Email:

Phone: **NONE**Cell Phone: **407-516-3401**

OthPhone1:

OthPhone2:

NOK:

NOK:

NOK Address: **2620 FALLING ACORN CIRCLE LAKE MARY, FL 32746**

NOK Phone:

Emp. Address: **100 WELDON BOULEVARD SANFORD, FL 32773**Job: **LEO ACADEMY
STUDENT**

Bus. Phone:

Comments:

Relationship:

Foul Play Suspected: **False**Extent of Injuries: **None**Injury 1: **NOT APPLICABLE**Injury 2: **NOT APPLICABLE**

ALIAS SECTION

Name: **RODRIGUEZ, JOSE ANTONIO II**Alias: **RODRIGUEZ, JOSEPH**

LE/BUSINESS SECTION

Name: **2012-097307-01** Contact: **FSFN CASE NUMBER**
Offense Indicator: **1** Other Id: Phone#: Comments: **CASE NUMBER ASSIGNED BY THE
FLORIDA ABUSE HOTLINE**

Type: **OTHER/OTHER**
Address:

Name: **CPI TAMARA OSORIO** Contact: **SCSO - INV SERV - CPS**
Offense Indicator: **1** Other Id: Phone#: **407-665-5437** Comments: **PROTECTIVE INVESTIGATOR
ASSIGNED TO THIS INVESTIGATION.**

Type: **WITNESS/GOVT**
Address: **100 BUSH BLVD SANFORD FL 32773**

Name: **D/S KIRBY HILTON** Contact: **SCSO - SNP - ER**
Offense Indicator: **1** Other Id: Phone#: **407-665-6650** Comments: **DEPUTY WHO RESPONDED TO THE
SCHOOL AND TOOK THE INITIAL REPORT FOR
SCSO**

Type: **WITNESS- LE OFCR**
Address: **100 BUSH BLVD SANFORD FL 32773**

Name: **OFC. JOSHUA FAIRCLOTH** Contact: **WINTER SPINGS POLICE DEPT**
Offense Indicator: **1** Other Id: Phone#: **407-327-1000** Comments: **OFFICER WITH WSPD WHO TOOK THE
INITIAL REPORT, 2012CJ004539.**

Type: **WITNESS- LE OFCR**
Address: **300 NORTH MOSS ROAD WINTER SPRINGS FL 32708**

PROPERTY

Owner: ***OWNER NOT ENTERED***

Item#: 1	Offense#: 1	Details: CD	Est Value: \$ 0.00
Qty: 1	Units: 0	Serial#:	NCIC: RCDRECO
Model:	Brand:	Evidence Tag: DLJ-1	Size: Color:
Status: Case Evidence/Seized		Damage: N/A	Recovered Date: Theft Type:
Property Narrative: (1) cd of the interviews conducted during this investigation.			Rec. Value: \$0.00

NARRATIVES

Rpt Date: **4/27/2012 08:47** Reporter: **297011 HILTON, CHARLES KIRBY** Clearance: **0 Open** Nar. Type: **O**
 Mod By: **SCSO\jsweeney** Mod Date: **4/28/2012 13:40** Related Case Number:

On **04/27/2012** at approximately **0753** hours, Deputy Hilton responded to [REDACTED] in regards to a child abuse complaint that occurred the previous date.

Deputy Hilton made contact [REDACTED], she over heard her [REDACTED] and her live in boyfriend, Joseph Rodriguez yelling at her younger brother. [REDACTED] heard a loud bang in the living room and went out to see what was happening. [REDACTED] observed Rodriguez taking her brother's television out of his room. [REDACTED] asked Rodriguez to lower his voice and he told her to mind her own business. [REDACTED] told Rodriguez to "shut the fuck up". Her [REDACTED] slapped her in the face with a open hand and hit her on her head and face with a closed hand multiple times. [REDACTED] told her to go to her room and she complied. While [REDACTED] was walking to her room her [REDACTED] threatened to push her down the stairs. Rodriguez continue to say things to [REDACTED] to provoke the situation. [REDACTED] until she entered her room. [REDACTED] told Rodriguez, "fuck you too!"

Both Rodriguez and [REDACTED] left and went to their room. A few minutes later, Rodriguez came into [REDACTED] room and asked for her phone and I-pod. [REDACTED] z told Rodriguez to have her [REDACTED] come to her room and she would give them to her. [REDACTED] came into the room and told [REDACTED] she has always been the problem. Joseph came to the room and told [REDACTED] to stop yelling and she told him to mind his own business and leave her room. [REDACTED] was laying on her bed when [REDACTED].

[REDACTED] said that she though her [REDACTED] was going to hurt her. [REDACTED] only stopped choking [REDACTED] when Rodriguez pulled her away.

Deputy Hilton discussed her choice of words in response to Rodriguez. He told her her language was inappropriate.

Deputy Hilton checked [REDACTED] neck and did not see any bruises or discoloration which would be consistent with being choked. [REDACTED] complexion is ruddy and could not see any obvious signs she was punched. Deputy Hilton had the school nurse check [REDACTED] back for any bruises. The nurse did not see any signs of bruising.

[REDACTED] provided a sworn affidavit pertaining to the incident. She explained that she's in fear of Rodriguez, he causes most of the problems in the home. Recently, he has confronted [REDACTED] about using her dads last name instead of her mothers. Rodriguez belittles her father even though he has never met him. [REDACTED] also indicated Rodriguez has been belittling her younger brother's father, who raiser her. [REDACTED] advised that she has done wrong things in the past, but believes Rodriguez exasperates the situation with her in an attempt to push her buttons. No matter the situation her mother takes Rodriguez's side and says it is her fault.

Ofc J Faircloth of Winter Springs Police department documented the situation in an information report and contacted the abuse hotline. The hotline indicated they would be taking a report.

I swear/affirm the above statements are true and correct: Officer's Signature:	Sworn to and subscribed before me, the undersigned authority, this _____ day of _____, in the year _____ Name/Title of Person Authorized to Administer Oath.
HILTON, CHARLES KIRBY 297011 <small>Name and Employee # (Printed)</small>	_____

ADMINISTRATIVE SECTION

Was Crime Scene Processed: No	Processed By:	
Officer Reporting: 297011 HILTON, CHARLES KIRBY	Officer Shift: C	Section: ER Unit: P5613 Date: 04/27/2012
Reviewed By: 190071 SWEENEY, JOSEPH STANLEY	Review Date: 04/28/2012	Routed to: CAC
Assigned To: 106083 Jacobs, Deborah	Assigned Date: 04/30/2012	Assigned Dept: CAC
Clearance: Unfounded	Clearance Date: 05/12/2012	Referred To:
Comments: POSSIBLE CHILD ABUSE		

Reported Day/Date: Mon 2/11/2013 13:41 Time Dispatched: 2/11/2013 13:41 Time Arrived: 2/11/2013 14:03 Time Completed: 2/11/2013 15:12 Date Occurred From: Fri 2/8/2013 17:00 Date Occurred To:
Neighborhood: Forced Entry: N/A Occupancy: Occupied Type of Weapon: NA Location Type: RESIDENCE/SINGLE Municipality: WS
Incident Address: Confidential Dispatch Address: Confidential
#Offenses: 01 #Victims: 00 #Offenders: 00 #Prem. Ent: 0 #Arrested: 00 Drug Related: N Alcohol Related: N Call Disposition: Q Signal Code: 900R Clearance: Inactive

OFFENSES SECTION

Off#	Description	Statute#	UCR	Ordinance	Attempt/ Commit	Warrant #	DVR	Drug Activity
1	INFORMATION ONLY- DOMESTIC DISTURBANCE	7777777 777	9000	No	C		No	N N/A
Drug Type: N/A								

PERSON SECTION

VIC/WIT

CJIS

Name: **ARROYO RODRIGUEZ, DAGMARY** R/S: **W/F** DOB: **6/16/1995** or Age: Offense Indicator: **1**
Adult/Juvenile: **J** SSN: Hgt: Wgt: Hair: **BROWN** Eyes: **BROWN** DL#: **NONW** DL State:
Person Type: **CJIS - JUVENILE** City of Birth: Place of Birth: **PR**
Address: Phone: **NONE**
Email: Cell Phone: **407-516-3371**
OthPhone1: OthPhone2: NOK: **PARENT**
NOK: **DAMARIS DAVILA** Job: **STUDENT** Bus. Phone:
NOK Address: Relationship: **PARENT**
Foul Play Suspected: **False**
Extent of Injuries: **None**
Injury 1: **NOT APPLICABLE**
Injury 2: **NOT APPLICABLE**
FCIC/NCIC/CJIS: **False** Elderly/Disoriented: **False** Alcohol Involved: **False** Trespass Warning: **False** Court Marchman Act: **False**
Suspicious Act: **False** Career Crim. Data: **False** Narcotics Involved: **False** Court Baker Act: **False** Disturb. Warning: **False**
Loitering/Prowling: **False** Citation#: Gang Affiliation: **False** Gang Name:
Other: Parents Notified: **False** Parent(s) Name:
Grade/Status: School Name:
Comments: **JUVENILE COMPLAINED OF A DOMESTIC DISPUTE AT HOME**

Name: **DAVILA, BRYAN** R/S: **W/M** DOB: or Age: **14** Offense Indicator: **1**
Adult/Juvenile: **J** SSN: Hgt: Wgt: Hair: Eyes: DL#: **NONE** DL State:
Person Type: **CJIS - JUVENILE** City of Birth: Place of Birth:
Address: **2660 RETREAT VIEW CIRCLE LAKE MARY, FL 32771** Phone: **NONE**
Email: Cell Phone: **407-516-3371**
OthPhone1: OthPhone2: NOK: **PARENT**
NOK: **DAMARIS AVILA** Job: **STUDENT** NOK Phone: **407-516-3371**
NOK Address: Bus. Phone: **407-320-6950**
Emp. Address: **985 ORANGE BLVD. SANFORD, FL 32771**
Comments:

Name: **DAVILA, DAMARIS RODRIGUEZ** R/S: **W/F** DOB: **11/6/1974** or Age: Offense Indicator: **1**
Adult/Juvenile: **A** SSN: [REDACTED] Hgt: **503** Wgt: **100** Hair: **BLACK** Eyes: **BROWN** DL#: DL State: **GA**
Person Type: **WITNESS- ADULT** City of Birth: Place of Birth: **PR**
Address: **2660 RETREAT VIEW CIRCLE LAKE MARY, FL 32771**
Email: Phone: **NONE**
OthPhone1: Cell Phone: **407-516-3371**
NOK: **JOSEPH RODRIGUEZ** OthPhone2:
NOK: **CHILD OF BOY/GIRL FRIEND**
NOK Address: [REDACTED] NOK Phone: **407-516-3401**
Emp. Address: **1000 AAA DRIVE LAKE MARY, FL 32746** Job: **LIBERTY MUTUAL INSURANCE** Bus. Phone: **407-444-4240**
Comments:
Relationship: **BOY/GIRL FRIEND**
Foul Play Suspected: **False**
Extent of Injuries: **None**
Injury 1:
Injury 2:

Name: **RODRIGUEZ, JOSE ANTONIO II** R/S: **W/M** DOB: **4/12/1978** or Age: Offense Indicator: **1**
Adult/Juvenile: **A** SSN: [REDACTED] Hgt: **511** Wgt: Hair: **BLACK** Eyes: **BROWN** DL#: **R362421781320** DL State: **FL**
Person Type: **CJIS - ADULT** City of Birth: Place of Birth: **NJ**
Address: **2660 RETREAT VIEW CIRCLE LAKE MARY, FL 32771**
Email: Phone: **NONE**
OthPhone1: Cell Phone: **407-516-3401**
NOK: **DAMARIS DAVILA** OthPhone2:
NOK: **BOY/GIRL FRIEND**
NOK Address: [REDACTED] NOK Phone:
Emp. Address: **100 WELDON BOULEVARD SANFORD, FL 32773** Job: **LEO ACADEMY STUDENT** Bus. Phone: **407-708-4722**
Comments:
Relationship: **BOY/GIRL FRIEND**
Foul Play Suspected: **False**
Extent of Injuries: **None**
Injury 1: **NOT APPLICABLE**
Injury 2: **NOT APPLICABLE**

ALIAS SECTION

Name: **RODRIGUEZ, JOSE ANTONIO II**
Alias: **RODRIGUEZ, JOSEPH**

LE/BUSINESS SECTION

Name: **OFC. JOSHUA FAIRCLOTH** Contact: **WINTER SPINGS POLICE DEPT**
Offense Indicator: **1** Other Id: Phone#: **407-327-1000** Comments: **OFFICER WITH WSPD WHO TOOK THE INITIAL REPORT, 2012CJ004539.**
Type: **WITNESS- LE OFCR**
Address: **300 NORTH MOSS ROAD WINTER SPRINGS FL 32708**

NARRATIVES

Rpt Date: **2/11/2013 14:45**
Mod By: **SCSO\chilton**

Reporter: **109072 Eveleth, David R**
Mod Date: **2/11/2013 17:26**

Clearance: **7 Inactive**
Related Case Number:

Nar. Type: **O**

On February 11, 2013 at approximately 1340 hours I, Deputy D. Eveleth and Deputy C. Hilton responded to the [REDACTED] in response to a call about a domestic disturbance that had occurred last Friday.

A student at the school, Dagmary Arroyo Rodriguez, had reported to Officer Joshua Faircloth, School Resource Officer, that a domestic disturbance had occurred at her home residence at approximately 1700 hours on February 8th, 2013 - which was last Friday.

Dagmary Arroyo Rodriguez stated that she does not get along with her stepfather, Jose Antonio Rodriguez, and that they had gotten into an argument concerning her cell phone and her contact list. The stepfather, Jose Antonio Rodriguez told Dagmary Arroyo Rodriguez to give him her phone and to leave the room so that he and the mother, Damarius Rodriguez Davila, could discuss discipline of Dagmary.

According to Dagmary, she refused to give up the cell phone and to leave the room. Dagmary stated that her stepfather then grabbed her by the arms and removed her from the room. Deputy Eveleth asked Dagmary if she had any injuries as a result of the incident. Dagmary said that the incident had left a bruise on her right upper arm, but that it was disappearing. Dagmary had no other injuries to report.

Deputy Eveleth called the mother, Damarius Davila and spoke with her about the incident. Damarius's story was identical to the daughter, Dagmary. Damarius stated that she was present during the incident on February 8th, and that she had no issues with the disciplining of Dagmary.

Deputy Eveleth notified the Abuse Hotline and spoke with Allen #059.

I swear/affirm the above statements are true and correct:
Officer's Signature:

Eveleth, David R 109072
Name and Employee # (Printed)

Sworn to and subscribed before me, the undersigned

authority, this _____ day of _____, in the year _____

Name/Title of Person Authorized to Administer Oath.

ADMINISTRATIVE SECTION

Was Crime Scene Processed: **No**

Processed By:

Officer Reporting: **109072 Eveleth, David R**

Officer Shift: **C**

Section: **ER**

Unit: **P1647** Date: **02/11/2013**

Reviewed By: **101050 STRONKO, CHRISTOPHER NICHOLAS**

Review Date: **07/24/2014**

Routed to:

Assigned Dept:

Assigned To: **109072 Eveleth, David R**

Assigned Date: **07/24/2014**

Clearance: **Inactive**

Clearance Date: **07/24/2014**

Referred To:

Comments: **INFORMATION REPORT - DOMESTIC DISPUTE**